IN THE HIGH COURT OF BOMBAY AT GOA, PANAJI-GOA

APPEAL FROM ORDER NO. 60 OF 2002

M/s. Prestige Holiday Resorts Ltd.,
a Company incorporated in India
under the Indian Companies Act,1956
having its registered office at "Haathi Mahal",
Mobor, Cavelossim, Salcete, Goa-403 731. .... Appellant

Versus

1. M/s. Costa Pinto & Associates,
   a duly registered Partnership firm
   having its office at 8, Durga Apartments,
   2nd floor, Luis de Miranda Road,
   Margao, Goa, through its Partners;

2. Mr. Joseph Alfred D'Costa,
   son of Miguel A. D'Costa,
   adult, businessman, resident
   of House No. 201/A, Saldel Apartments,
   Pajifond, Margao; and

3. Mr. M. Antonio D'Costa,
   8, Durga Apartments, 2nd Floor,
   Luis de Miranda Road,
   Margao, Goa. .... Respondents

Mr. F.M. Reis with Mr. A. De Souza, Advocate for the Appellant.

Mr. C.A. Ferreira, Advocate for the Respondents.

CORAM : **P.V. KAKADE, J.**

DATE : **15th NOVEMBER, 2006**

ORAL JUDGMENT :

Heard learned Counsel for both the parties.

2. The appellant has preferred this appeal against the order passed by the Civil Judge, Senior Division, Margao dismissing his application for temporary injunction.

3. Now, the suit itself is of the year 2001 and is bound to be right for hearing. Therefore, instead of adjudicating the interim proceedings by way of this appeal, it would be in the interest of both the parties to get the suit expedited and adjudicated on final merits. Hence, the Civil Judge, Senior Division, Margao is directed to expedite the hearing of the Special Civil Suit No. 87 of 2001 on merits as expeditiously as possible.

4. With these directions, the appeal stands disposed of with no order as to costs.

P.V. KAKADE, J.

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